

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83708 of 2025

Arising Out of PS. Case No.-3 Year-2024 Thana- MAHILA PS District- Gopalganj

Shivshankar Sah @ Shivshankar Kumar S/O Hiralal Sah Resident of Village-
Baraipatti, Post- chhap Mathiya, P.S.- Mirganj, District- Gopalganj.

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Sangita Sah W/O Shivshankar Sah, D/O Mahesh Sah R/O Village-
Saharkola, P.S- Basantpur, Distt.- Siwan

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Tej Pratap, Advocate
For the State : Mr.Sanjay Kumar Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

4 18-06-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest in connection
with Gopalganj Mahila P.S. Case No. 03 of 2024 for the
offences under Sections 341, 323, 498(a), 406, 504 and 506/34
of the Indian Penal Code and under Section 3/4 of the Dowry
Prohibition Act.

3. As per the prosecution case, the petitioner is
accused of assaulting and torturing the victim for demand of
dowry.

4. It has been submitted by the learned counsel for
the petitioner that the petitioner is innocent and he has falsely



been implicated in this case.

5. Learned counsel for the State has opposed the application of the petitioner.

6. Considering the submission of the parties and in view of the law laid down by the Hon'ble Supreme Court in the case of *Arnesh Kumar Vs. State of Bihar* reported in (2014) 8 SCC 273, this application for grant of anticipatory bail is allowed.

7. Let the petitioner, above named, in the event of his arrest or surrender before the concerned Court below within six weeks from today, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned SDJM, Gopalganj/concerned Court below in connection with Gopalganj Mahila P.S. Case No. 03 of 2024, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973 / Section 482 of the BNSS.

8. As a condition of this order, the petitioner is directed to pay a maintenance amount of Rs. 10,000/- from the month of June 2026 to the complainant/informant. The maintenance for the month of June 2026 shall be paid to the complainant/informant within ten days from today, and



thereafter, the maintenance amount shall be paid to the complainant/informant every month before the 10th day of each month.

9. It is made clear that the order of maintenance passed by this Court shall be subject to the outcome of the maintenance case in the Court of Principal Judge, Family Court concerned, if any.

10. Needless to state that, if the petitioner fails to abide by the terms and conditions, as stated hereinabove, the State shall be at liberty to file an appropriate application, before the learned concerned Court below for cancellation of bail granted to the petitioner.

11. Let a copy of this order be communicated to the Principal District and Sessions Judge, Gopalganj/ concerned Court below through FAX for its compliance forthwith.

(Sandeep Kumar, J)

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